

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 9/17/14
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CARL ROBERTS,

Plaintiff,

-against-

**STIPULATION AND
ORDER OF DISMISSAL**

13 Civ. 4878 (RMB)

CAPTAIN DANIEL DIPIERRI SHIELD #XXXX,
CORRECTIONS OFFICER HECTOR NAZARIO SHIELD
NO. XX95; CORRECTIONS OFFICER DENADRA
CARROLL, SHIELD NO. XXX83; JOHN DOE, 1-5;
CAPTAIN "JOHN" DAVIS, SHIELD NO. XX47; THE CITY
OF NEW YORK, NEW YORK CITY DEPARTMENT OF
CORRECTIONS, THE CITY OF NEW YORK,

Defendants.

WHEREAS, the parties have reached a settlement agreement and now desire to resolve the remaining issues raised in this litigation, without further proceedings and without admitting any fault or liability;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, that

1. The above-referenced action is hereby dismissed with prejudice; and

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK.]

2. Notwithstanding the dismissal of this action in accordance with this agreement, the District Court shall continue to maintain jurisdiction over this action for the purpose of enforcing the terms of the settlement agreement reached between the parties and set forth in the Stipulation of Settlement executed by the parties in this matter.

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By: 

Nicholas Melissinos
Assistant Corporation Counsel

KOEHLER & ISAACS LLP
Attorney for Defendant Hector Nazario
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New York, New York 10006

By: 

Julie Ortiz

SO ORDERED:


HON. RICHARD M. BERMAN
UNITED STATES DISTRICT JUDGE 

Dated: New York, New York
9/17, 2014